

ENROLLED ORIGINAL

AN ACT  
D.C. ACT 15-288

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JANUARY 6, 2004

*Codification  
District of  
Columbia  
Official Code*

2001 Edition

2004 Winter  
Supp.West Group  
Publisher

To amend, on an emergency basis, the Washington Convention Center Authority Act of 1994 to extend the terms of the appointees of the Washington Convention Center Authority Advisory Committee until June 30, 2004.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Washington Convention Center Authority Advisory Committee Continuity Second Emergency Act of 2003".

Sec. 2. Section 218(g) of the Washington Convention Center Authority Act of 1994, effective September 28, 1994 (D.C. Law 10-188; D.C. Official Code § 10-1202.18(g)), is amended to read as follows:

*Note,  
§ 10-1202.18*

"(g) The Committee shall continue to advise the Authority until June 30, 2004, at which time it shall be dissolved."

Sec. 3. Fiscal impact statement.

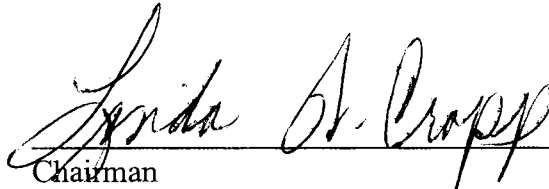
The Council adopts the attached fiscal impact statement as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

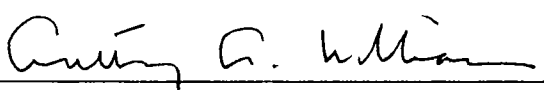
Sec. 4. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section

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412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788;  
D.C. Official Code § 1-204.12(a)).

  
Chairman  
Council of the District of Columbia

  
Mayor  
District of Columbia  
APPROVED  
January 6, 2004

## OFFICE OF THE BUDGET DIRECTOR

## FISCAL IMPACT STATEMENT

Bill Number:	Type: Emergency (X) Temporary ( ) Permanent ( )	Date Reported: December 16, 2003
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Subject/Short Title: "Washington Convention Center Authority Advisory Committee Continuity Second Emergency Act of 2003"

**Part I. Summary of the Fiscal Estimates of the Bill**

	YES	NO
1. It will impact spending. (If "Yes," complete Section 1 in the Fiscal Estimate Worksheet).	( )	(x)
a) It will affect local expenditures.	( )	( )
b) It will affect federal expenditures.	( )	( )
c) It will affect private/other expenditures.	( )	( )
d) It will affect intra-District expenditures.	( )	(X)
2. It will impact revenue. (If "Yes," complete Section 2 in the Fiscal Estimate Worksheet).	( )	( )
a) It will impact local revenue.	( )	( )
b) It will impact federal revenue.	( )	( )
c) It will impact private/other revenue.	( )	( )
d) It will impact intra-District revenue.	( )	(X)
3. The bill will have NO or little fiscal impact on spending or revenue. (If "Yes," explain below).	( )	(X)

Explanation

**Part II. Other Impact of the Bill**

If you check "Yes" for each question, please explain on separate sheet.

	YES	NO
1. It will affect an agency and/or agencies in the District.	( )	(x)
2. Will there be performance measures/output for this amendment?	( )	(x)
3. Will it have results/outcome, i.e., what would happen if this amendment is enacted or not enacted?	( )	(x)
4. Will the Budget and Financial Plan be affected by this bill?	( )	(x)

Sources of information: Staff

Councilmember: Jack Evans

Staff Person & Tel: Schannette Grant, 724-8058

Reviewed by Budget Director:

Budget Office Tel: 202-724-8139

AMERICAN  
(21,570)

## ENROLLED ORIGINAL

AN ACT  
D.C. ACT 15-289*Codification  
District of  
Columbia  
Official Code*

2001 Edition

2004 Winter  
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IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JANUARY 6, 2004

To amend, on an emergency basis, An Act To establish a code of law for the District of Columbia to require that an accused person who has been found mentally incompetent to stand trial or to participate in transfer proceedings and is to be released from detention in the criminal or transfer proceeding be remanded by the court to the hospital for detention pending a hearing on a civil commitment petition that was filed prior to the court's determination that the person be released, to provide that a person who is so detained may request a probable cause hearing within 7 days of the remand order, to require that the requested probable cause hearing be held within 24 hours of receipt of the request, and to require that a court stay for a period not to exceed 48 hours execution of an order releasing an accused person who has been found mentally incompetent to stand trial or to participate in transfer proceedings, and for whom a civil commitment petition has not been filed, to afford the appropriate authority an opportunity to initiate proceedings for the person's emergency hospitalization under Chapter 5 of Title 21 of the District of Columbia Official Code.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Prevention of Premature Release of Mentally Incompetent Defendants Emergency Amendment Act of 2003".

Sec. 2. Section 927 of An Act To establish a code of law for the District of Columbia, approved March 3, 1901 (31 Stat. 1340; D.C. Official Code § 24-501), is amended by adding a new subsection (a-1) to read as follows:

Note,  
§ 24-501

"(a-1)(1) If the court determines after a hearing, or pursuant to a report of the superintendent of the hospital to which neither party objects, that the accused person is mentally incompetent to stand trial or to participate in transfer proceedings, and not likely to regain such competence in the reasonable future, and, if after a petition has been filed pursuant to D.C. Official Code § 21-541, the court further determines that the person shall be released from further detention in the criminal or transfer proceeding, the court shall remand the person to the

## ENROLLED ORIGINAL

hospital and the hospital may detain the person pending a hearing on the petition conducted pursuant to D.C. Official Code § 21-542. Within 7 days of the remand order, a person so detained may request a probable cause hearing before the Family Court of the Superior Court of the District of Columbia under D.C. Official Code § 21-525 on the person's continued hospitalization, in which case a hearing shall be held within 24 hours after the receipt of the request.

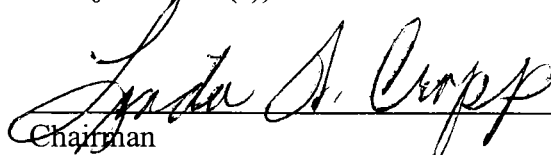
“(2) If the court determines that the accused person shall be released from further detention in the criminal or transfer proceeding, but a petition has not been filed pursuant to D.C. Official Code § 21-541, the court may stay the person's release for a period not to exceed 48 hours and remand the person to the hospital for the period of the stay so that the superintendent of the hospital may have an opportunity to initiate proceedings for the person's hospitalization under subchapter III of Chapter 5 of Title 21 of the District of Columbia Official Code.”.

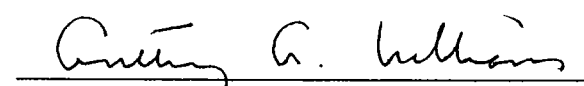
Sec. 3. Fiscal impact statement.

The Council adopts the attached fiscal impact statement as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 4. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).

  
Chairman  
Council of the District of Columbia

  
Mayor  
District of Columbia  
APPROVED  
January 6, 2004  
Codification District of Columbia Official Code, 2001 Edition

**COUNCIL OF THE DISTRICT OF COLUMBIA  
OFFICE OF THE BUDGET DIRECTOR  
FISCAL IMPACT STATEMENT**

Bill Number:	Type: Emergency (X) Temporary ( ) Permanent ( )	Date Reported: 12/17/02
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Subject/Short Title: "Prevention of Premature Release of Mentally Incompetent Defendants Emergency Amendment Act of 2002"

**Part I. Summary of the Fiscal Estimates of the Bill**

	YES	NO
1. It will impact spending. (If "Yes," complete Section 1 in the Fiscal Estimate Worksheet).	( )	(X)
a) It will affect local expenditures.	( )	(X)
b) It will affect federal expenditures.	( )	(X)
c) It will affect private/other expenditures.	( )	(X)
d) It will affect intra-District expenditures.	( )	(X)
2. It will impact revenue. (If "Yes," complete Section 2 in the Fiscal Estimate Worksheet).	( )	(X)
a) It will impact local revenue.	( )	(X)
b) It will impact federal revenue.	( )	(X)
c) It will impact private/other revenue.	( )	(X)
d) It will impact intra-District revenue.	( )	(X)
3. The bill will have NO or minimal fiscal impact. (If "Yes," explain below).	( )	(X)

Explanation: This functions is already performed by the Department of Mental Health.

**Part II. Other Impact of the Bill**

If you check "Yes" for each question, please explain on separate sheet, if necessary.

	YES	NO
1. It will affect an agency and/or agencies in the District. <b>Department of Mental Health</b>	(X)	( )
2. Are there performance measures/output for this bill?	( )	(X)
3. Will it have results/outcome, i.e., what would happen if this bill is not enacted?	( )	(X)
4. Are funds appropriated for this bill in the Budget and Financial Plan for the current year?	(X)	( )

Sources of information:

Councilmember: Kathy Patterson

Department of Mental Health

Staff Person & Tel: Renee McPhatter at 724-8062

Council Budget Director's Signature: *Andrew A. J.*

12/17/02

## ENROLLED ORIGINAL

AN ACT  
D.C. ACT 15-290IN THE COUNCIL OF THE DISTRICT OF COLUMBIA  
JANUARY 6, 2004*Codification  
District of  
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Official Code*

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Publisher

To amend, on an emergency basis, the District of Columbia Administrative Procedure Act to bring the District's documents administrative cost assessment into closer conformity with the federal administrative cost schedule as set forth in 5 USC § 552(4).

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Documents Administrative Cost Assessment Emergency Amendment Act of 2003".

Sec. 2. Section 202 of the District of Columbia Administrative Procedure Act, effective March 25, 1977 (D.C. Law 1-96; D.C. Official Code § 2-532), is amended as follows: Note,  
§ 2-532

(a) Subsection (b) is amended as follows:

(1) The first sentence is amended to read as follows:

"A public body may establish and collect fees not to exceed the actual cost of searching for, reviewing, and making copies of records."

(2) Strike the last sentence.

(b) New subsections (b-1), (b-2), and (b-3) are added to read as follows:

"(b-1) Any fee schedules adopted by the Mayor, agency, or public body shall provide that:

"(1) The fees shall be limited to reasonable standard charges for document search, duplication, and review, when records are requested for commercial use; and

"(2) Only the direct costs of search, duplication, or review may be recovered.

"(b-2) Review costs shall include only the direct costs incurred during the initial examination of a document for the purposes of determining whether the documents must be disclosed under this section and for the purposes of withholding any portions exempt from disclosure under this section. Review costs shall not include any costs incurred in resolving issues of law or policy that may be raised in the course of processing a request under this section.

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“(b-3) No agency or public body may require advance payment of any fee unless the requester has previously failed to pay fees in a timely fashion, or the agency or public body has determined that the fee will exceed \$250.”.

Sec. 3. Fiscal impact statement.

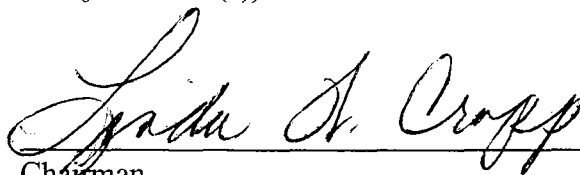
The Council adopts the attached fiscal impact statement as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 4. Applicability.

This act shall apply to any requests for records pending on the effective date of this act, whether or not the request was made prior to that date, and shall apply to any civil action pending on that date.

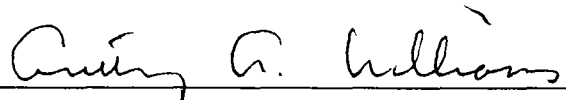
Sec. 5. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).



Chairman

Council of the District of Columbia



Mayor

District of Columbia

APPROVED

January 6, 2004



## ENROLLED ORIGINAL

AN ACT  
D.C. ACT 15-291IN THE COUNCIL OF THE DISTRICT OF COLUMBIA  
JANUARY 6, 2004*Codification  
District of  
Columbia  
Official Code*

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Publisher

To amend the District of Columbia Government Comprehensive Merit Personnel Act of 1978 to correct the name of the Office on Latino Affairs; section 16-1005 of the District of Columbia Official Code to clarify that communications made by a person located outside the District of Columbia to a person located in the District of Columbia shall be deemed to have been made in the District of Columbia for the purpose of establishing a violation of a domestic violence protection order; the EPA Miles Per Gallon Requirement for Passenger Automobiles Purchased by the District Act of 2000 to correct a punctuation error; the Establishment of the Capitol Hill Business Improvement District Amendment Act of 2002 to correct a typographical error; the Vacant and Abandoned Properties Community Development and Disapproval of Disposition of Certain Scattered Vacant and Abandoned Properties Act of 2002 to correct clerical errors; the Highway Trust Fund Establishment Act of 1996 to impose a ceiling on the amount of dedicated revenues that will be used to finance the District Department of Transportation during fiscal year 2004; section 16-1005(h) of the District of Columbia Official Code to make a conforming amendment; An Act Relating to the adulteration of foods and drugs in the District of Columbia to include food processing plants within the definition of "food establishment;" An Act To establish a code of law for the District of Columbia to repeal an obsolete provision; Title 47 of the District of Columbia Official Code to correct erroneous cross references, typographical errors to delete an erroneous term and to add a term; section 353 of the Fiscal Year 2004 Budget Support Act of 2003 to correct an erroneous cross reference; the Confirmation Act of 1978 to make a conforming amendment; section 3 of the Simplified Sales and Use Tax Participation Act of 2002 to correct section designations; section 1203(b)(1) of the Customer Service Operations Establishment Act of 2002 to clarify that the Citywide Call Center is abolished; section 308 of the Office on Asian and Pacific Islander Affairs Establishment Act of 2001 to correct paragraph designations; section 2 of the Excepted and Executive Service Domicile Requirement Amendment Act of 2002 to correct subsection designations; section 10 of the Department of Transportation Establishment Act of 2002 to correct a typographical error in the date that dedicated revenues will be used to finance the District Department of Transportation; section 3803(a) of the Advisory Commission on

Sentencing Amendment Act of 2001 to correct paragraph designations; section 116(a)(2) of the Mental Health Service Delivery Reform Act of 2002 to correct paragraph designations; section 1507(a)(1) of the Criminal Justice Coordinating Council for the District of Columbia Establishment Act of 2001 to correct paragraph designations and punctuation errors; the District of Columbia Government Comprehensive Merit Personnel Act of 1978 to correct the capitalization of a word and to correct a subtitle reference; section 2 of the Nominating Petitions Signature Amendment Act of to correct paragraph and subparagraph designations; section 602(b) of the District of Columbia Campaign Finance Reform and Conflict of Interest Act to make a conforming amendment, correct the capitalization of a word, and correct a cross-reference; section 116(b) of the Mental Health Service Delivery Reform Act of 2001 to correct a cross-reference; section 3(a) of the Technical Amendments Act of 2001 to correct a cross-reference; section 204 of the District of Columbia Codification Act of 1975 to correct punctuation; section 303 of the Human Rights Act of 1977 to correct the capitalization of a word; section 5002 of the Interim Disability Assistance Pilot Program Amendment Act of 2001 to add an inadvertently omitted citation; the Office of Medicaid Public Provider Operations Reform Establishment Act of 2002 to correct a subtitle designation; section 151 of the Omnibus Anti-Terrorism Act of 2002 to add a comma; the Department of Transportation Establishment Act of 2002 to correct a punctuation error, strike a subsection designation, and correct a cross-reference; section 2(c) of the Government Attorney Certificate of Good Standing Filing Requirement Amendment Act of 2002 to correct subsection designations; the District of Columbia Retirement Regulations Adoption Act of 1982 to redesignate subtitle and section numbering; section 2 of the Establishment of the Capitol Hill Business Improvement District Amendment Act of 2002 to correct a typographical error; the Prevention of Child Abuse and Neglect Act of 1977 to correct cross-references; section 2(l) of the Improved Child Abuse Investigations Amendment Act of 2002 to make a conforming amendment; section 4604(f) of the Child Fatality Review Committee Establishment Act of 2001 to correct the spelling of a word; the Paramedic and Emergency Medical Technician Lateral Transfer to Firefighting Amendment Act of 2001 to correct a reference to the Police Officers and Fire Fighters Retirement Fund and to correct a subsection designation; the Technical Amendments Act of 2002 to correct punctuation errors, a citation, and make a conforming amendment; section 12(c)(9)(C) of the Policemen and Firemen's Retirement and Disability Act to correct a grammatical error; section 12 of An Act Making appropriations to provide for the expenses of the Government of the District of Columbia for the fiscal year ending June thirteenth, nineteen hundred and seventeen, and for other purposes to correct a subsection and subsection designation; section 3602 of the Highway Trust Fund Amendment Act of 2002 to correct a citation; section 1(b)(2) of An Act To provide for the abatement of nuisances in the District of Columbia and by the

Commissioners of said District, and for other purposes to correct the spelling of a word; section 6b of the Construction Codes Approval and Amendments Act of 1986 to correct a cross-reference; section 902 of the Public Health Protection Amendment Act of 2002 to clarify the phrase "Health Officer"; section 4903(d) of the Department of Health Functions Clarification Act of 2001 to change a section reference to a title reference; section 702(2) of the Tobacco Settlement Savings Fund Amendment Act of 2002 to correct a punctuation error; section 202 of the Public Emergency Amendment Act of 2002 to correct punctuation errors; section 5a(d)(2)(B) of An Act To authorize the Commissioners of the District of Columbia to make regulations to prevent and control the spread of communicable and preventable diseases to correct a punctuation error; section 603 of the Emergency Management Assistance Compact Act of 2002 to change a cross-reference; section 4202(b) of the Choice in Drug Treatment Amendment Act of 2001 to add a comma; section 102(12) of the Brownfield Revitalization Amendment Act of 2000 to correct a spelling error; section 8a of the Litter Control Administration Amendment Act of 2001 to add a subsection designation; the Disposal of District Owned Surplus Real Property Amendment Act of 1989 to add citations and section numbers; section 2 of the Uniform Interstate Enforcement of Domestic Violence Protection Orders Act of 2002 to correct a section heading and a cross-reference; section 16-1054(a)(4) of the District of Columbia Official Code to correct a cross-reference; section 3(a)(1) of the Improved Child Abuse Investigations Amendment Act of 2002 to correct a cross-reference; section 110(e) of the Prevention of Child Abuse and Neglect Act of 1977 to correct paragraph designations; section 2(c)(2) of the Infant and Child Abandonment Prevention Amendment Act of 1990 to change a paragraph designation to a subparagraph designation; section 116(g)(2) of the Mental Health Establishment Amendment Act of 2001 to make conforming amendments; the Technical Amendments Act of 2001 to correct cross-references, punctuation, typographical errors, and to add inadvertently omitted language; section 4(b) of An Act To establish a program for the rehabilitation of alcoholics, promote temperance, and provide for the medical and scientific treatment of persons found to be alcoholics by the courts of the District of Columbia, and for other purposes to change a reference to an unenacted law to an enacted law; the Alcoholic Beverage Regulation Administration Fund Act of 2001 to make conforming amendments; section 2602 of the 21st Century Financial Modernization Amendment Act of 2001 to add a comma; section 17 of the Technical Amendments Act of 2003 to add a subparagraph reference; section 201(f) of the Uniform Commercial Code Secured Transactions Revision Act of 2000 to add a section heading and conforming amendments; section 11(b) of the Public Insurance Adjuster Licensure Act of 2002 to correct a subsection designation; the Uniform Electronic Transactions Act of 2001 to make conforming amendments; sections 602(b)(2) and 603(b)(2) of the Insurer and Health Maintenance Organization Self-Certification

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Amendment Act of 2002 to correct punctuation errors; section 2(h) of the Health Maintenance Organization Amendment Act of 2002 to correct a paragraph designation and reference; section 502(b)(1) of the Long-Term Insurance Conformity Amendment Act of 2002 to add an inadvertently omitted word; section 1411(b) of the Protections from Predatory Lending and Mortgage Foreclosure Improvements Act of 2000 to correct a subsection designation; section 2902 of the Securities Amendment Act of 2001 to correct a cross-reference; section 2202 of the Office of Vocational Education and Skills Training Establishment Amendment Act of 2002 to correct a cross-reference; section 3702 of the Teachers Retirement Consolidation Amendment Act of 2002 to correct a cross-reference; the Tax Clarity and Recorder of Deeds Act of 2002 to add an inadvertently omitted words, to correct punctuation errors, and a cross-reference; section 302 of the District of Columbia Recordation Tax Act to correct punctuation errors; section 502(b) of the Housing Act of 2002 to add a phrase inadvertently omitted and to correct a cross-reference; section 10 of the Tax Clarity and Recorder of Deeds Act of 2002 to correct punctuation errors; the Housing Act of 2002 to correct a cross-reference, correct sub-subparagraph designations, correct typographical errors, capitalization errors, and cross-references; section 1102(2) of the Housing Production Trust Fund Amendment Act of 2002 to correct cross-references; section 203(d) of the Low-Income Housing Preservation and Protections Act of 2002 to correct a cross-reference; section 116(i)(1)(B) of the Mental Health Service Delivery Reform Act of 2001 to correct a cross-reference; section 1122 of the Housing Production Trust Fund Amendment Act of 2002 to correct a cross-reference; section 2 of the District Anti-Deficiency Act of 2002 to correct citations and cross-references; section 102(b) of the Fiscal Year 2003 Budget Support Act of 2002 to correct a cross-reference; the Chief Financial Officer Certifications for Maintenance of Effort and Matching Funds Act of 2001 to add inadvertently omitted subchapter and section headings; to repeal sections 47-421, 47-423, 47-424, and 47-425 of the District of Columbia Official Code; section 2 of the Homestead and Senior Citizen Real Property Tax Act of 2002 to correct the title of a section heading and make conforming amendments; section 601(b) of the Housing Act of 2002 to correct a capitalization and typographical error; section 103(c) of the Deed Recordation Tax Amendment Act of 2002 to correct a cross-reference; section 2 of the Kings Court Community Garden Equitable Real Property Tax Relief Act of 2002 to add section headings and make a conforming amendment; section 7 of the Draft Master Plan for Public Reservation 13 Approval Act of 2002 to correct a cross-reference; section 2 of the Compensating Use Tax Clarification Act of 2002 to make a stylistic change and correct a cross-reference; to repeal section 47-2005(32) of the District of Columbia Official Code; to amend section 902 of the Excise Tax Revision Act of 2002 to correct cross-references; section 47-2851.03a(f)(1)(B) of the District of Columbia Official Code to correct a cross-reference; section 2(b) of the Food Regulation Amendment Act of

2002 to correct punctuation errors; section 706(b) of the Fiscal Year 2002 Budget Support Act of 2001 to correct a punctuation error; section 2602(c) of the Taxicab Driver Security Revolving Fund Amendment Act of 2002 to correct a cross-reference; the Motor Vehicle Definition Electric Personal Assistive Mobility Device Exemption Amendment Act of 2002 to correct a cross-reference and to add an inadvertently omitted word; section 1703(c) of the Highway Trust Fund Amendment Act of 2001 to add language inadvertently omitted; section 3 of the Department of Transportation Establishment Act of 2002 to correct a punctuation error; section 8(c) of the Illegal Dumping Enforcement Act of 1994 to correct a date; section 6 of the Motor Vehicle Definition Electric Personal Assistive Mobility Device Exemption Amendment Act of 2002 to make a stylistic change; section 4(a)(5)(D) of the Department of Transportation Establishment Act of 2002 to correct a punctuation error; section 2 of the District of Columbia Traffic Act, 1925 to make a conforming amendment; section 201 of the District of Columbia Motor Vehicle Act to correct a cross-reference; section 4(a) of the Comprehensive Anti-Drunk Driving Amendment Act of 1991 to correct a cross-reference; section 401(a) of the Motor Vehicle and Safe Driving Amendment Act of 2000 to correct a cross-reference; section 10(a) of the Motor Vehicle Definition Electric Personal Assistive Mobility Device Exemption Amendment Act of 2002 to correct a cross-reference; section 4 of the District of Columbia Right to Overnight Shelter Initiative of 1984 to correct a citation; section 1 of An Act to enact Part II of the District of Columbia Code, entitled "Judiciary and Judicial Procedure" codifying the general and permanent laws relating to the judiciary and judicial procedure of the District of Columbia to conform a citation style with the D.C. Official Code; Subchapter III of Chapter 3 of Title 15 of the District of Columbia Official Code to correct a subchapter reference; the District of Columbia Nonresident Tuition Act to make conforming changes; section 8(c) of the Illegal Dumping Enforcement Act of 1994 to Chapter 9 of Title 15 of the District of Columbia Official Code to correct a cross-reference; section 107 of the District of Columbia Procurement Practices Act of 1985 to correct cross-references and correct a section heading; section 2(b) of the Equity in Contracting Amendment Act of 2000 to correct cross-references; Title 25, D.C. Code Enactment and Related Amendments Act of 2001 to correct a section heading; section 16-2316 of the District of Columbia Official Code to correct a cross-reference; the General Legislative Procedures Act of 1975 to establish the word "District" as a defined term meaning the District of Columbia; and section 2(b)(2) of the Health-Care Decisions Act of 2003 to correct a typographical error.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Technical Amendments Act of 2003".

## ENROLLED ORIGINAL

Sec. 2. The District of Columbia Government Comprehensive Merit Personnel Act of 1978, is amended as follows:

(a) Section 301(q) is amended by striking the phrase "Office of Latino Affairs" and inserting the phrase "Office on Latino Affairs" in its place.

(b) Section 1203(m-2) is amended by striking the phrase "title 49" and inserting "Title 49" in its place.

(c) Section 2301 is amended by striking the phrase "sections 2301 through 2345 of".

Sec. 3. Section 3402 of the EPA Miles Per Gallon Requirement for Passenger Automobiles Purchased by the District Act of 2000, is amended by striking the phrase "emergency rescue" and inserting the phrase "emergency, rescue" in its place, both times it appears.

Sec. 4. D.C. Official Code §25-823(1), is amended by striking the phrase "if the District" and inserting the phrase "of the District" in its place.

Sec. 5. Title II of the District of Columbia Administrative Procedure Act, is amended by adding a new section 210, to read as follows:

"Sec. 210. This title may be cited as the "Freedom of Information Act".

Sec. 6. Section 604 of the Fiscal Year 1997 Budget Support Act of 1996, is amended as follows:

(a) Strike the existing paragraph designation "(5)".

(b) Add a new section designation and heading to read as follows:

"Sec. 604a. Dedication of public rights-of-way user fees, charges, and penalties."

Sec. 7. Section 2 of the Establishment of the Capitol Hill Business Improvement District Amendment Act of 2002 is amended by striking the phrases "interS.E.ction" and "S.E.ction" and inserting the phrases "intersection" and "section" in their respective places.

Sec. 8. The Vacant and Abandoned Properties Community Development and Disapproval of Disposition of Certain Scattered Vacant and Abandoned Properties Act of 2002, is amended as follows:

(1) Section 6(a)(4) is amended as follows:

(A) Strike the subsection designation "(a)".

(B) Strike the phrase "proposal who" and insert the phrase "proposal that" in its place.

(C) Add the word "is" after the word "business".

(2) Section (7)(b)(3) is amended by adding the word "and" at the end.

## ENROLLED ORIGINAL

Sec. 9. Section 102b of the Highway Trust Fund Establishment Act of 1996, is amended by adding a new paragraph (1A) to read as follows:

"(1A) For Fiscal Year 2004, any dedicated revenue collected in accordance with this section in excess of \$20,516,000 shall be transferred to, or revert to, the General Fund of the District of Columbia."

Sec. 10. Title 16 of the District of Columbia Official Code, is amended as follows:

(a) Section 16-1005(h) is amended by striking the phrase "subsection (g)" and inserting the phrase "subsections (f) and (g)" in its place.

(b) Section 16-1054(a)(4) of the District of Columbia Official Code is amended by striking the phrase "7-219.7-1203.02" and inserting the phrase "7-219, 7-1203.02" in its place.

(c) Section 16-2316 of the District of Columbia Official Code is amended by striking the phrase "§ 16-2301(9)(A)" and inserting the phrase "section 16-2301(9)(A)" in its place.

(d) Section 16-2333(b)(9) is amended by striking the phrase "The Child" and inserting the phrase "the Child" in its place.

Sec. 11. Section 1297 of An Act To establish a code of law for the District of Columbia, is repealed.

Sec. 12. Title 47 of the District of Columbia Official Code is amended as follows:

(a) Section 47-355.06(1) is amended by striking the phrase "Violating section 3" and inserting the phrase "Violating § 47-355.02" in its place.

(b) Section 47-355.07(a) is amended by striking the phrase "subsection (a) of this section" and inserting the phrase "§ 47-355.06" in its place.

(c) Sections 47-421, 47-423, 47-424, and 47-425 are repealed.

(d) Section 47-368.01(a) is amended as follows:

(1) Strike the code reference "1-202.03(10)" and insert the code reference "1-201.03(10)" in its place.

(2) Strike the phrase "term "Other-Type O-type" and insert the phrase "term "Other-Type" in its place.

(3) Strike the phrase "District of Columba Water" and insert the phrase "District of Columbia Water" in its place.

(e) Section 47-2005(32) of the District of Columbia Official Code is repealed.

(f) Section 47-2851.03a(f)(1)(B) is amended by striking the sub-subparagraph designation "(vi)" the second time it appears and inserting the sub-subparagraph designation "(viii)" in its place.

Sec. 13. Section 353 of the Fiscal Year 2004 Budget Support Act of 2003, is amended by striking the figure "362" and inserting the figure "352" in its place.

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Sec. 14. Section 2(5) of An Act Relating to the adulteration of foods and drugs in the District of Columbia, is amended as follows:

(a) Subparagraph (A) is amended as follows:

- (1) Sub-subparagraph (v) is amended by striking the word "and" at the end.
- (2) Sub-subparagraph (vi) is amended by adding the word "and" at the end.
- (3) A new sub-subparagraph (vii) is added to read as follows:  
" (vii) A food processing plant."

(b) Subparagraph (B)(iii) is repealed.

Sec. 15. Section 2 of the Confirmation Act of 1978, is amended as follows:

(a) Subsection (a) is amended by striking the phrase "section 1001 of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Code § 1-611.1 et seq.)" and inserting phrase "Title X-A of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-611.51 et seq.)" in its place.

(b) Subsection (f) is amended by striking the phrase "Public Access Corporation, established by section 30 of the District of Columbia Telecommunications Act of 1981, effective August 21, 1982 (D.C. Law 4-142; D.C. Code § 43-1829)" and inserting the phrase "Public Access Corporation, established by section 302 of the District of Columbia Telecommunications Act of 1981, effective October 9, 2002 (D.C. Law 14-193; D.C. Official Code § 34-1253.02)" in its place.

Sec. 16. Section 3 of the Simplified Sales and Use Tax Participation Act of 2002 is amended by striking the phrase "section 7" and inserting the phrase "section 6" in its place.

Sec. 17. Section 1203(b)(1) of the Customer Service Operations Establishment Act of 2002 is amended to read as follows:

"(b)(1) the Citywide Call Center established pursuant to section 1002 of the Citywide Call Center Establishment Act of 2000, effective October 19, 2000 (D.C. Law 13-172; D.C. Official Code § 1-327.01), is abolished."

Sec. 18. Section 308 of the Office on Asian and Pacific Islander Affairs Establishment Act of 2001 is amended to read as follows:

"Sec. 308. Conforming amendment.

"Section (2)(f) of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01(f)), is amended as follows:

"(a) Paragraph (40) is amended by striking the word "and" at the end.

"(b) Paragraph (41) is amended by striking the period at the end and inserting the phrase "; and" in its place.



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“(c) A new paragraph (42) is added to read as follows:

“(42) The Commission on Asian and Pacific Islander Community Development, established by section 304 of the Office on Asian and Pacific Islander Affairs Establishment Act of 2001.”.

Sec. 19. Section 2 of the Excepted and Executive Service Domicile Requirement Amendment Act of 2002 is amended as follows:

(a) Subsection (a) is amended as follows:

(1) Strike the subsection designation “(g-1)” both times it appears and insert the phrase “(h-1)” in its place.

(2) Strike the subsection designation “(k-1)” both times it appears and insert the phrase “(j-1)” in its place.

(b) Subsection (c) is amended by striking the phrase “D.C. Code § 1-610.51” and inserting the phrase “D.C. Official Code § 1-610.59” in its place.

Sec. 20. The Department of Transportation Establishment Act of 2002 is amended as follows:

(a) Section 2 is amended by striking the comma after the word “Council”.

(b) Section 3 amended by striking the word “Council,” and inserting the word “Council” in its place.

(c) Section 4 is amended as follows:

(1) Strike the subsection designation “(a)”.

(2) Paragraph (5) is amended by adding the word “and” and the end.

(d) Section 10 is amended as follows:

(1) Subsection (a) is amended by striking the paragraph designation “(49)” and inserting the paragraph designation “(50)” in its place.

(2) Subsection (b) is amended by striking the paragraph designation “(50)” and inserting the paragraph designation “(51)” in its place.

(3) Subsection (c) is amended by striking the paragraph designation “(51)” and inserting the paragraph designation “(52)” in its place.

Sec. 21. Section 3803(a) of the Advisory Commission on Sentencing Amendment Act of 2001 is amended as follows:

(a) Paragraph (1) is amended by striking the paragraph designation “(18)” and inserting the paragraph designation “(17)” in its place.

(b) Paragraph (2) is amended by striking the paragraph designation “(19)” and inserting the paragraph designation “(18)” in its place.

(c) Paragraph (3) is amended by striking the paragraph designation “(20)” and inserting the paragraph designation “(19)” in its place.

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Sec. 22. Section 116 of the Mental Health Service Delivery Reform Act of 2002, is amended as follows:

(a) Subsection (a)(2) is amended as follows:

(1) Subparagraph (A) is amended by striking the paragraph designation "(16)" and inserting the paragraph designation "(18)" in its place.

(2) Subparagraph (B) is amended by striking the paragraph designation "(17)" and inserting the paragraph designation "(19)" in its place.

(3) Subparagraph (C) is amended by striking the paragraph designation "(18)" and inserting the paragraph designation "(20)" in its place.

(b) Section 116(b) is amended by striking the subsection designation "(o)" wherever it appears and inserting the subsection designation "(p)" in its place.

(c) Section 116(i)(1)(B) is amended by striking the phrase "section 105" and inserting the phrase "section 103" in its place.

Sec. 23. Section 1507(a)(1) of the Criminal Justice Coordinating Council for the District of Columbia Establishment Act of 2001, is amended as follows:

(a) Subparagraph (A) is amended by striking the paragraph designation "(17)" and inserting the paragraph designation "(16)" in its place.

(b) Subparagraph (B) is amended by striking the paragraph designation "(18)" and inserting the paragraph designation "(17)" in its place.

(c) Subparagraph (C) is amended as follows:

(1) In the lead-in language, strike the paragraph designation "(19)" and insert the paragraph designation "(18)" in its place.

(2) Strike the period after "Council" and insert a semi-colon in its place.

Sec. 24. Section 2 of the Nominating Petitions Signature Amendment Act of 2001 is amended as follows:

(a) Strike the subparagraph designation "(3)(A)" and insert the paragraph designation "(3)" in its place.

(b) Strike the paragraph designation "(1)" and insert the subparagraph designation "(A)" in its place.

(c) Strike the paragraph designation "(2)" and insert the subparagraph designation "(B)" in its place.

Sec. 25. Section 602(b) of the District of Columbia Campaign Finance Reform and Conflict of Interest Act, is amended as follows:

(a) Strike the phrase "or section 951 et seq.)".

(b) Strike the word "Compensation" and insert the word "compensation" in its place.

(c) Strike the subsection designation "(p)" wherever it appears and insert the subsection designation "(o)" in its place.

Sec. 26. The Technical Amendments Act of 2001, is amended as follows:

(a) Section 3(a) is amended as follows:

(1) Strike the figure "206" and insert the figure "207" in its place.

(2) Strike the figure "2-536" and insert the figure "2-537" in its place.

(b) Section 6 is amended as follows:

(1) Subsection (b) is amended by adding the word "and" before the word "Related".

(2) Subsection (e) is amended by adding the phrase "the second time it appears" before the phrase "and inserting".

(c) Section 10 is amended as follows:

(1) Subsection (b) is amended by striking the phrase "47-802(a)(5)(A)" and inserting the phrase "47-802(5)(A)" in its place.

(2) Subsection (c) is amended by striking the phrase "47-821(d)(2)(B)(i)(I)" and inserting the phrase "47-821(d)(2)(B)(ii)(I)" in its place.

(3) Subsection (d)(1) is amended by adding the phrase "the first time it appears" after the phrase "'immediately preceding'".

(4) Subsection (e)(1)(B) is amended by striking the word "further" and inserting the word "that" in its place both times that it appears.

(d) Section 14 is amended by striking the paragraph designations "(30)", "(31)", and "(32)" and inserting the paragraph designations "(29)", "(30)", and "(32)" in their places respectively.

(e) Section 15 is amended by striking the phrase "13-306" and inserting the phrase "13-308" in its place.

(f) Section 28 is amended by striking the phrase "Columbia and District" and inserting the phrase "Columbia, and District" in its place.

Sec. 27. Section 204 of the District of Columbia Codification Act of 1975 is amended by striking the word "and" and inserting the word "or" in its place.

Sec. 28. Section 303 of the Human Rights Act of 1977 is amended by striking the word "the" the first time it appears and inserting the word "The" in its place.

Sec. 29. Section 5002 of the Interim Disability Assistance Pilot Program Amendment Act of 2001 is amended by striking the phrase "Sec. 3." and inserting the phrase "Sec. 3. The District of Columbia Public Assistance Act of 1982, effective April 6, 1982 (D.C. Law 4-101;

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D.C. Official Code § 4-201.01 *et seq.*), is amended by adding a new section 408 to read as follows: "Sec. 408." in its place.

Sec. 30. The Office of Medicaid Public Provider Operations Reform Establishment Act of 2002 is amended as follows:

(a) Section 1504(6) is amended by striking the word "title" and inserting the word "subtitle" in its place.

(b) Section 1506 is amended by striking the word "title" and inserting the word "subtitle" in its place.

Sec. 31. Section 151 of the Omnibus Anti-Terrorism Act of 2002, is amended by adding a comma at the end of the phrase "possession of a weapon of mass destruction".

Sec. 32. Section 2(c) of the Government Attorney Certificate of Good Standing Filing Requirement Amendment Act of 2002, is amended as follows:

(a) The second subsection (c) is designated subsection (d).

(b) Subsection (d) is designated subsection (e).

Sec. 33. Section 2 of the District of Columbia Retirement Regulations Adoption Act of 1982 is amended as follows:

(a) The lead-in language is designated as subsection (a).

(b) The newly designated subsection (a) is amended by striking the phrase "which follows" and inserting the phrase "as provided in subsection (b) of this section." in its place.

(c) Strike the phrase "PROCEDURE FOR THE DENIAL OF A CLAIM FOR RETIREMENT BENEFITS" and insert the phrase "(b) The District of Columbia Comprehensive Retirement Reform Amendments Act of 1989, approved November 17, 1989 (Pub. Law 96-122; 93 Stat. 866; D.C. Official Code § 1-701 *et seq.*), is amended by adding a new Part F to read as follows:

"Part F – Denial of Claim for Retirement Benefits

"Sec. 191. Procedure enumerated." in its place.

(d) Strike the section designation "Sec. 3." and insert the phrase "Sec. 192. Application of procedure." in its place.

(e) Strike the section designation "Sec. 4." and insert the phrase "Sec. 193. Compliance by Mayor." in its place.

(f) Strike the section designation "Sec. 5." and insert the section designation "Sec. 3." in its place.

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Sec. 34. The Prevention of Child Abuse and Neglect Act of 1977, is amended as follows:

- (a) Section 110(e) is amended as follows:
  - (1) The lead-in language to subsection (d) is designated as paragraph (1).
  - (2) Paragraphs (1) through (3) are redesignated as subparagraphs (A) through (C), respectively.
  - (3) The undesignated paragraph is designated paragraph (2).
- (b) Section 151(a) is amended by striking the phrase "subsection (c) of this section" and inserting the phrase "subsection (b) of this section" in its place.
- (c) Section 331 is amended as follows:
  - (1) Strike the subsection designation "(a)".
  - (2) Strike the phrase "this section" and insert the phrase "this title" in its place both times that it appears.

Sec. 35. Section 2(b)(l) of the Improved Child Abuse Investigations Amendment Act of 2002 is amended by striking the phrase "that child" and inserting the phrase "the child who is the subject of the report" in its place.

Sec. 36. Section 4604(f) of the Child Fatality Review Committee Establishment Act of 2001 is amended by striking the phrase "cochair" and inserting the phrase "co-chair" in its place.

Sec. 37. The Paramedic and Emergency Medical Technician Lateral Transfer to Firefighting Amendment Act of 2001 is amended as follows:

- (a) Section 202(a)(2) is amended by adding the phrase "the Police Officers and Fire Fighters Retirement Fund pursuant to" before the phrase "the Police".
- (b) Section 204 is amended by striking the subsection designation "(d)" and inserting the subsection designation "(e)" in its place.

Sec. 38. The Technical Amendments Act of 2002, is amended as follows:

- (a) Section 10 is amended as follows:
  - (1) Strike the word "sentence" and insert the word "sentences" in its place.
  - (2) Add a comma after the date "1972".
  - (3) Add the punctuation "..." at the end.
- (b) Section 33 is amended as follows:
  - (1) Subsection (k) is amended as follows:
    - (A) Paragraph (1)(B) is repealed.
    - (B) Paragraph (2)(A) is amended by striking the date "2002" and inserting the date "2001" in its place.

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(2) Subsection (l) is amended by striking the date "2002" and inserting the date "2001" in its place.

Sec. 39. Section 12(c)(9)(C) of the Policemen and Firemen's Retirement and Disability Act is amended by striking the word "from" and inserting the phrase "pursuant to" in its place.

Sec. 40. Section 12 of An Act Making appropriations to provide for the expenses of the Government of the District of Columbia for the fiscal year ending June thirteenth, nineteen hundred and seventeen, and for other purposes is amended as follows:

(a) Subsection (d)(9) is amended by striking the phrase "this section" and inserting the phrase "this subsection" in its place.

(b) Subsection (n-1) is amended as follows:

(1) The undesignated paragraph is designated as paragraph (1).

(2) The newly designated paragraph (1) is amended by striking the phrase "this act" and inserting the phrase "this section" in its place.

(3) Paragraph (2) is amended by striking the phrase "this chapter" and inserting the phrase "this section" in its place.

Sec. 41. Section 3602 of the Highway Trust Fund Amendment Act of 2002 is amended by striking the phrase "§ 9-111.01" and inserting the phrase "§ 9-111.31" in its place.

Sec. 42. Section 1(b)(2) of An Act to provide for the abatement of nuisances in the District of Columbia and by the Commissioners of said District, and for other purposes is amended by striking the word "expanded" and inserting the word "expended" in its place.

Sec. 43. Section 6b of the Construction Codes Approval and Amendments Act of 1986 is amended by adding the phrase "part A or J of" after the phrase "pursuant to".

Sec. 44. Section 902 of the Public Health Protection Amendment Act of 2002 is amended as follows:

(a) Subsection (e) is amended by adding the word "Director" before the phrase "Health Officer".

(b) Subsection (f) is amended by adding the word "Director" before the phrase "Health Officer".

(c) Subsection (g) is amended by adding the word "Director" before the phrase "Health Officer".

Sec. 45. Section 4903(d) of the Department of Health Functions Clarification Act of 2001 is amended by striking the phrase "section 2" and inserting the phrase "section 4902" in its place.

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Sec. 46. Section 702(2) of the Tobacco Settlement Savings Fund Amendment Act of 2002 is amended by striking the phrase “; and” and inserting the phrase “;” in its place.

Sec. 47. Section 202 of the Public Emergency Amendment Act of 2002 is amended as follows:

(a) Subsection (b)(1)(B) is amended by adding the word “an” before the word “emergency” and adding the article “a” before the word “District”.

(b) Subsection (c) is amended by adding the phrase “District of Columbia” before the phrase “emergency operations” both times it occurs.

Sec. 48. Section 5a(d)(2)(B) of An Act To authorize the Commissioners of the District of Columbia to make regulations to prevent and control the spread of communicable and preventable diseases is amended by adding the word “and” at the end.

Sec. 49. Section 603 of the Emergency Management Assistance Compact Act of 2002 is amended by striking the phrase “this act” inserting the phrase “this compact” in its place.

Sec. 50. Section 4202(b) of the Choice in Drug Treatment Amendment Act of 2001 is amended by adding a comma before the word “as” and after the word “fund”.

Sec. 51. Section 102(12) of the Brownfield Revitalization Amendment Act of 2000 is amended by striking the phrase “join-stock company” and inserting the phrase “joint-stock company” in its place.

Sec. 52. Section 8a of the Litter Control Administration Amendment Act of 2001 is amended by designating the undesignated subsection as subsection (a).

Sec. 53. The Disposal of District Owned Surplus Real Property Amendment Act of 1989 is amended as follows:

(a) Section 2 is amended by adding the phrase “An Act authorizing the sale of certain real estate in the District of Columbia no longer required for public purposes, approved August 5, 1939 (53 Stat. 1211; D.C. Official Code § 10-801 *et seq.*), is amended as by adding the phrase “Sec. 1a.” before the phrase “For the purpose of this act”.

(b) Section 4 is amended by adding the phrase “An Act authorizing the sale of certain real estate in the District of Columbia no longer required for public purposes, approved August 5, 1939 (53 Stat. 1211; D.C. Official Code § 10-801 *et seq.*), is amended by adding the phrase “Sec. 6a.” before the phrase “The Mayor shall”.

Sec. 54. Section 2 of the Uniform Interstate Enforcement of Domestic Violence Protection Orders Act of 2002 is amended as follows:

(a) Subsection (a) is amended by striking the phrase "of Board" and inserting the phrase "of the Board; procedural requirements" in its place.

(b) Subsection (b) is amended striking the phrase "§ 16-1005(f) or (g)" and inserting the phrase "subsection (f) or (g) of this section" in its place.

Sec. 55. Section 3(a)(1) of the Improved Child Abuse Investigations Amendment Act of 2002 is amended by striking the phrase "this act" and inserting the phrase "this subchapter".

Sec. 56. Section 2(c)(2) of the Infant and Child Abandonment Prevention Amendment Act of 1990 is amended by striking the paragraph designation (4) and inserting the subparagraph designation (D) in its place.

Sec. 57. Section 116(g)(2) of the Mental Health Establishment Amendment Act of 2001 is amended by striking the phrase "in its place" and inserting the phrase ", striking the phrase "Commission on" and inserting the phrase "Department of", and striking "Commission" and inserting the phrase "Department" in their respective places." in its place.

Sec. 58. Section 4(b) of An Act To establish a program for the rehabilitation of alcoholics, promote temperance, and provide for the medical and scientific treatment of persons found to be alcoholics by the courts of the District of Columbia, and for other purposes is amended as follows:

(a) Strike the phrase "section 28 of the District of Columbia Alcoholic Beverage Control Act (D.C. Code, sec. 25-128)" and insert the phrase "§ 25-1001" in its place.

(b) Strike the phrase "such section 28" and insert the phrase "§ 25-1001" in its place.

Sec. 59. The Alcoholic Beverage Regulation Administration Fund Act of 2001 is amended by adding the phrase "of this title" after the phrase "Chapter 8".

Sec. 60. Section 2602 of the 21st Century Financial Modernization Amendment Act of 2001, is amended by adding a comma after the word "issued" each time that it appears.

Sec. 61. Section 17 of the Technical Amendments Act of 2003 is amended by striking the phrase "§ 26-635(b)(2)(iii)" and inserting the phrase "§ 26-635(b)(2)(B)(iii)" in its place.

Sec. 62. Section 201(f) of the Uniform Commercial Code Secured Transactions Revision Act of 2000 is amended to read as follows:

"(f) Article 5 is amended as follows:



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"(1) The table of contents for Article 5 is amended by adding a section designation and heading "28:5-120. Security interest of issuer or nominated person."

"(2) A new section 28:5-120 is added to read as follows:

"§ 28:5-120. Security interest of issuer or nominated person.

"(a) An issuer or nominated person has a security interest in a document presented under a letter of credit to the extent that the issuer or nominated person honors or gives value for the presentation.

"(b) So long as and to the extent that an issuer or nominated person has not been reimbursed or has not otherwise recovered the value given with respect to a security interest in a document under subsection (a) of this section, the security interest continues and is subject to Article 9, but:

"(1) a security agreement is not necessary to make the security interest enforceable under § 28:9-203(b)(3);

"(2) if the document is presented in a medium other than a written or other tangible medium, the security interest is perfected; and

"(3) if the document is presented in a written or other tangible medium and is not a certificated security, chattel paper, a document of title, an instrument, or a letter of credit, the security interest is perfected and has priority over a conflicting security interest in the document so long as the debtor does not have possession of the document."

Sec. 63. Section 11(b) of the Public Insurance Adjuster licensure Act of 2002 is amended by striking the subsection designation "(e-1)" and inserting the subsection designation "(ee)" in its place.

Sec. 64. The Uniform Electronic Transactions Act of 2001 is amended as follows:

(a) Strike the phrase "Chapter 48" and insert the phrase "Chapter 49" in its place wherever it appears.

(b) Strike all section designations to Chapter 48 and insert section designations to Chapter 49 in its place.

(c) Strike the phrase "this act" and insert the phrase "this chapter" in its place wherever it appears.

Sec. 65. Sections 602(b)(2) and 603(b)(2) of the Insurer and Health Maintenance Organization Self-Certification Amendment Act of 2002 are amended by striking the phrase "or;" and inserting the phrase "; or" in its place.

Sec. 66. Section 2(h) of the Health Maintenance Organization Amendment Act of 2002 is amended by striking the paragraph designation "(12)" both times that it appears and inserting the paragraph designation "(13)" in its place.

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Sec. 67. Section 502(b)(1) of the Long-Term Insurance Confirmity Amendment Act of 2002 is amended by striking the phrase "long-term insurance contract" and inserting the phrase "long-term care insurance contract" in its place.

Sec. 68. Section 1411(b) of the Protections from Predatory Lending and Mortgage Foreclosure Improvements Act of 2000 is amended by striking the section designation "10b" and inserting the section designation "10a" in its place wherever it appears.

Sec. 69. Section 2902 of the Securities Amendment Act of 2001 is amended by striking the phrase "Section 308(b)" and inserting the phrase "Section 308(b)(3)" in its place.

Sec. 70. Section 2202 of the Office of Vocational Education and Skills Training Establishment Amendment Act of 2002, is amended by striking the phrase "section 4 of this title" and inserting the section designation "803" in its place.

Sec. 71. Section 3702 of the Teachers Retirement Consolidation Amendment Act of 2002, is amended by striking the phrase "26 and 27" and inserting the phrase "24 and 25" in its place.

Sec. 72. The Tax Clarity and Recorder of Deeds Act of 2002, is amended as follows:

(a) Section 7(c) is amended as follows:

(1) Strike the phrase "(“Recordation Tax Act”)" after the phrase "42-1101(3)".

(2) Add the phrase "of the Recordation Tax Act" after the phrase "through 324".

(b) Section 10 is amended as follows:

(1) Subsection (c) is amended by striking the word "subsection" and inserting the word "subsections" in its place.

(2) Subsection (d) is amended by striking the word "subsection" and inserting the word "subsections" in its place.

(c) Section 11(l)(2) is amended by adding the word "shall" after the word "Mayor".

(d) Section 14(2) is amended by striking the phrase "Title 47" and inserting the phrase "this title" in its place.

Sec. 73. Section 302 of the District of Columbia Recordation Tax Act, is amended as follows:

(a) Paragraph (20) is amended by striking the word "and" at the end.

(b) Paragraph (21) is amended as follows:

(1) Add a comma after the phrase "§ 47-813(c-4) both times it occurs.

(2) Add the phrase "of the District of Columbia Code" after the phrase "§ 22-2405".

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(3) Add a semi-colon at the end.

(c) Paragraph (22) is amended by striking the period at the end and inserting a semi-colon in its place.

(d) Paragraph (23) is amended by striking the period at the end and inserting a semi-colon in its place.

(e) Paragraph (24) is amended by striking the period at the end and inserting a semi-colon in its place.

(f) Paragraph (25) is amended by striking the period at the end and inserting a semi-colon in its place.

(g) Paragraph (26) is amended by striking the period at the end and inserting the phrase “; and” in its place.

Sec. 74. The Housing Act of 2002, is amended as follows:

(a) Section 501 is amended as follows:

(1) Subsection (a) is amended as follows:

(A) Paragraph (2) is amended as follows:

(i) Sub-subparagraph (ii) is amended by striking the sub-subparagraph designation “(ii)” and inserting the sub-subparagraph designation “(iii)” in its place.

(ii) Sub-subparagraph (iii) is amended by striking the sub-subparagraph designation “(iii)” and inserting the sub-subparagraph designation “(iv)” in its place.

(iii) Sub-subparagraph (iv) is amended by striking the sub-subparagraph designation “(iv)” and inserting the sub-subparagraph designation “(v)” in its place.

(B) Paragraph (3) is amended striking the phrase “or less or” and inserting the phrase “or less of” in its place.

(2) Subsection (b)(1)(C) is amended by striking the phrase “other Loans” both times it appears and inserting the phrase “other loans” in its place.

(b) Section 502(b) is amended as follows:

(1) Add the phrase “of the District of Columbia” after the phrase “General Fund” both times that it appears.

(2) Strike the phrase “this chapter” and insert the phrase “this act” in its place.

(c) Section 801(d)(2)(B) is amended by striking the phrase “second sentence” and inserting the phrase “third sentence” in its place.

(d) Section 802(b) is amended as follows:

(1) Paragraph (1) is amended by striking the paragraph designation “(10)” and inserting the paragraph designation “(12)” in its place.

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(2) Paragraph (2) is amended by striking the paragraph designation "(11)" and inserting the paragraph designation "(13)" in its place.

(3) Paragraph (3) is amended by striking the paragraph designation "(12)" both times that it appears and inserting the paragraph designation "(14)" in its place.

Sec. 75. The Housing Production Trust Fund Amendment Act of 2002, is amended as follows:

(a) Section 1102(2) is amended by striking the paragraph designations "(14)" and "(15)" wherever they appear and inserting the paragraph designations "(15)" and "(16)" in their places, respectively.

(b) Section 1122 is amended by striking the phrase "Section 47-320.22" and inserting the phrase "Section 47-340.22" in its place.

Sec. 76. Section 203(d) of the Low-Income Housing Preservation and Protections Act of 2002 is amended by striking the phrase "section 203" and inserting the phrase "this section" in its place.

Sec. 77. Section 2 of the District Anti-Deficiency Act of 2002, is amended as follows:

(a) Strike the phrase "this act" wherever it appears and insert the phrase "this subchapter" in its place.

(b) Strike the phrase "AN ACT to establish an actuarially sound basis for financing retirement benefits for police officers, fire fighters, teachers, and judges of the District of Columbia and to make certain changes in such benefits, approved November 17, 1979 (93 Stat. 866; D.C. Official Code § 1-711)" and insert the phrase "Chapter 7 of Title 1" in its place.

(c) Strike the phrase "section 3" and insert the phrase "§ 47-355.02" in its place.

(d) Strike the phrase "the appropriations act" and insert the phrase "an appropriations act" in its place.

Sec. 78. Section 102(b) of the Fiscal Year 2003 Budget Support Act of 2002 is amended by striking "§ 47-363.01" and inserting this phrase "§ 47-308.01" in its place.

Sec. 79. The Chief Financial Officer Certifications for Maintenance of Effort and Matching Funds Act of 2001 is amended by as follows:

(a) Section 4802 is amended by striking the phrase "Section 4802." and inserting the phrase "Section 4802. Chapter 3 of Title 47 of the District of Columbia Official Code is amended by adding a new subchapter VI-B to read as follows:

"SUBCHAPTER VI-B. CERTIFICATIONS FOR MAINTENANCE OF EFFORT AND MATCHING FUNDS.

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"§ 47-387.51. Maintenance of Effort and Matching funds inclusion in budget." in its place.

(b) Section 4803 is amended by striking the phrase "Section 4803." and inserting the phrase "§ 47-387.52. Effect of reprogrammings on Maintenance of Effort and Matching funds." in its place.

(c) Section 4804 is redesignated as section 4803.

Sec. 80. Section 2 of the Homestead and Senior Citizen Real Property Tax Act of 2002 is amended as follows:

(a) Subsection (a)(1) is amended by striking the word "Same" and inserting the phrase "Residential property tax relief" in its place.

(b) Subsection (d) is amended by striking the word "Same" and inserting the phrase "Residential property tax relief" in its place.

(c) Subsection (e) is amended as follows:

(1) Strike the phrase "§ 47-850.01. Same" and insert the phrase "§ 47-850.01. Residential property tax relief" in its place.

(2) Strike the phrase "§ 47-850.02. Same" and insert the phrase "§ 47-850.02. Residential property tax relief" in its place.

(3) Strike the phrase "§ 47-850.03. Same" and insert the phrase "§ 47-850.03. Residential property tax relief" in its place.

(4) Strike the phrase "§ 47-850.04. Same" and insert the phrase "§ 47-850.04. Residential property tax relief" in its place.

Sec. 81. Section 601(b) of the Housing Act of 2002 is amended as follows:

(a) Strike the phrase "Subchapter IX" and insert the phrase "subchapter IX" in its place.

(b) Strike the phrase "by 47-811" and insert the phrase "by § 47-811" in its place.

Sec. 82. Section 103(c) of the Deed Recordation Tax Amendment Act of 2002 is amended by striking the section designation "47-143" and inserting the section designation "47-368.03" in its place.

Sec. 83. Section 2 of the Kings Court Community Garden Equitable Real Property Tax Relief Act of 2002 is amended by striking the phrase "Sec. 2." and inserting the phrase "Sec. 2. Chapter 10 of Title 47 of the District of Columbia Official Code is amended as follows:

"(a) The table of contents to the chapter is amended by adding a new section designation and heading to read as follows: "§ 47-1054. Capitol Hill Community Garden Land Trust; lot 30, square 1060." after the section designation and heading "§ 47-1053. DC Teachers Federal Credit Union; lot 809, square 938."

"(b) A new section 47-1054 is added to read as follows:" in its place.

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Sec. 84. Section 7 of the Draft Master Plan for Public Reservation 13 Approval Act of 2002 is amended by striking the section designation "47-1053" both times it appears and inserting the section designation "47-1055" in its place.

Sec. 85. Section 2 of the Compensating Use Tax Clarification Act of 2002 is amended as follows:

(a) Subsection (a) is amended by striking the phrase "resold. This section" and inserting the phrase "resold, however, this section" in its place.

(b) Subsection (b) is amended by striking the paragraph designation "(30)" and inserting the paragraph designation "(33)" in its place.

Sec. 86. Section 902 of the Excise Tax Revision Act of 2002 is amended as follows:

(a) Subsection (d)(2) is amended by striking the section designation "47-143" and inserting the section designation "47-368.03" in its place.

(b) Subsection (e)(3) is amended by striking the section designation "47-143" and inserting the section designation "47-368.03" in its place.

Sec. 87. Section 2(b) of the Food Regulation Amendment Act of 2002 is amended as follows:

(a) Paragraph (1) is amended by striking the phrase "mixed." and inserting the phrase "mixed;" in its place.

(b) Paragraph (2) is amended by striking the phrase "It bears," and inserting the phrase "It bears" in its place.

Sec. 88. Section 706(b) of the Fiscal Year 2002 Budget Support Act of 2001 is amended by striking the phrase "D.C. Official Code," and inserting the phrase "D.C. Official Code)," in its place.

Sec. 89. Section 2602(c) of the Taxicab Driver Security Revolving Fund Amendment Act of 2002, is amended by striking the phrase "sections 20b and 20c" and inserting the phrase "this section and section 20c" in its place.

Sec. 90. The Motor Vehicle Definition Electric Personal Assistive Mobility Device Exemption Amendment Act of 2002 is amended as follows:

(a) Strike the section designation "50-2201(1)" wherever it appears and insert the section designation "50-2201.02(12)" in its place.

(b) Section 6 is amended by striking the phrase "Motor vehicle. – Every" and inserting the phrase "'Motor vehicle' means every" in its place.

(c) Section 10(a) is amended as follows:

## ENROLLED ORIGINAL

(1) Strike the subsection designation "(l)" wherever it appears and insert the subsection designation "(m)" in its place.

(2) Add the phrase "The term" before the phrase "'Electric Personal'".

Sec. 91. Section 1703(c) of the Highway Trust Fund Amendment Act of 2001 is amended by adding the phrase "the fund established by" after the phrase "dedicated to".

Sec. 92. Sections 2 and 3 of the District of Columbia Nonresident Tuition Act are amended by striking the word "Board" wherever it appears and inserting the phrase "State Education Office" in its place.

Sec. 93. Section 8(c) of the Illegal Dumping Enforcement Act of 1994 is amended by striking the date "1993" and inserting the date "1994" in its place.

Sec. 94. Section 2 of the District of Columbia Traffic Act, 1925, is amended as follows:

(a) Subsection (c) is repealed.

(b) Subsection (k) is amended by striking the phrase "Traffic shall" and inserting the phrase "The term "traffic" shall" in its place.

Sec. 95. Section 201 of the District of Columbia Motor Vehicle Act, is amended by striking the subsection designation "(d)" both times it appears and inserting the subsection designation "(e)" in its place.

Sec. 96. Section 4(a) of the Comprehensive Anti-Drunk Driving Amendment Act of 1991 is amended by striking the paragraph designation "(11)" both times that it appears and inserting the subsection designation "(l)" in its place.

Sec. 97. Section 401(a) of the Motor Vehicle and Safe Driving Amendment Act of 2000 is amended by striking the subsection designation "(d-1)" both times that it appears and inserting the subsection designation "(e-1)" in its place.

Sec. 98. Section 4(2) of the District of Columbia Right to Overnight Shelter Initiative of 1984 is amended by striking the phrase "Residential Drug-Related Evictions Amendment Act of 1990, signed by the Mayor on April 17, 1990 (D.C. Act 8-195; to be codified at D.C. Code, sec. 45-2559.1 et seq.)" and inserting the phrase "Residential Drug-Related Evictions Re-enactment Act of 2000, effective October 19, 2000 (D.C. Law 13-172; D.C. Official Code § 42-3601 et seq.)" in its place.

## ENROLLED ORIGINAL

Sec. 99. Section 1 of An Act to enact Part II of the District of Columbia Code, entitled "Judiciary and Judicial Procedure" codifying the general and permanent laws relating to the judiciary and judicial procedure of the District of Columbia is amended by striking the phrase "the District of Columbia Mental Health Information Act of 1978 (D.C. Official Code, sec. 7-1201.01 *et seq.*)" and inserting the phrase "§ 7-1201.01(11)" in its place.

Sec. 100. Subchapter III of Chapter 3 of Title 15 of the District of Columbia Official Code is amended by striking the phrase "this act" wherever it appears and inserting the phrase "this subchapter" in its place.

Sec. 101. Chapter 9 of Title 15 of the District of Columbia Official Code is amended by striking the phrase "this act" wherever it appears and inserting the phrase "this subchapter" in its place.

Sec. 102. The District of Columbia Procurement Practices Act of 1985 is amended as follows:

(a) Section 105 is amended by striking the phrase "Limitation of contracting authority" and inserting the phrase "Office of Contracting and Procurement; authority" in its place.

(b) Section 107 is amended as follows:

(1) Paragraph (29A) is redesignated as paragraph (29B).

(2) Paragraph (29B) is redesignated as paragraph (29C).

Sec. 103. Section 2(b) of the Equity in Contracting Amendment Act of 2000 is amended as follows:

(a) Strike the paragraph designation "(14B)" wherever it appears and insert the paragraph designation "(14A)" in its place.

(b) Strike the paragraph designation "(15B)" wherever it appears and insert the paragraph designation "(15A)" in its place.

(c) Strike the paragraph designation "(30B)" wherever it appears and insert the paragraph designation "(30A)" in its place.

Sec. 104. Title 25, D.C. Code Enactment and Related Amendments Act of 2001, is amended as follows:

(a) Strike the phrase "Subchapter XI. Temporary Surrender of License -- Safekeeping." wherever it appears and insert the phrase "Subchapter X. Temporary Surrender of License -- Safekeeping." in its place.

(b) Strike the phrase "Subchapter XII. Valet Parking." wherever it appears and insert the phrase "Subchapter XII. Valet Parking." in its place.



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Sec. 105. Section 4 of the General Legislative Procedures Act of 1975 is amended by adding a new paragraph (e) to read as follows:

"(e) The term "District" means the District of Columbia."

Sec. 106. Section 2(b)(2) of the Health-Care Decisions Act of 2003 is amended as follows:

(a) Strike the subsection designation "(g)(1)" and insert the subsection designation "(g)" in its place.

(b) Strike the subparagraph designation "(A)" and insert the paragraph designation "(1)" in its place.

(c) Strike the subparagraph designation "(B)" and insert the paragraph designation "(2)" in its place.

Sec. 107. Section 47-1803.02(a)(2)(U) of the District of Columbia Official Code is amended by striking the word "employment".

Sec. 108. Fiscal impact statement.

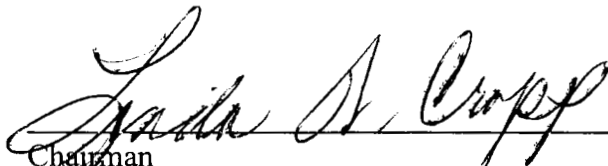
The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

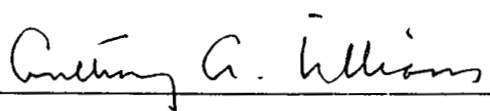
Sec. 109. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December

ENROLLED ORIGINAL

24, 1973 (87 Stat. 813; D.C. Official Code § 1-602.02(c)(1)), and publication in the District of Columbia Register.

  
Chairman  
Council of the District of Columbia

  
Mayor  
District of Columbia  
APPROVED  
January 6, 2004

ENROLLED ORIGINAL

AN ACT  
D.C. ACT 15-292

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JANUARY 6, 2004

*Codification  
District of  
Columbia  
Official Code*

2001 Edition

2004 Winter  
Supp.West Group  
Publisher

To amend, on an emergency basis, Chapter 10 of Title 47 of the District of Columbia Official Code to exempt from taxation certain property of the Southeast Neighborhood House and to provide equitable real property tax relief to the organization.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Southeast Neighborhood House Real Property Tax Exemption and Equitable Real Property Tax Relief Emergency Act of 2003".

Sec. 2. Chapter 10 of Title 47 of the District of Columbia Official Code is amended as follows:

(a) The table of contents is amended by adding a new section designation to read as follows:

"§ 47-1057. Southeast Neighborhood House, lots 0808, 0904, and 0905 in square 5802."

(b) A new section 47-1057 is added to read as follows:

"§ 47-1057. Southeast Neighborhood House, lots 0808, 0904, and 0905 in square 5802.

"(a) The properties located in the District of Columbia described as lots 0808, 0904, and 0905 in square 5802, situated in the 1200 block of Maple View Place, S.E., and the 2200 block of Mount View Place, S.E., owned, occupied, and used by the Southeast Neighborhood House, are hereby exempt from all taxation so long as these same properties continue to be so owned and occupied, and not used for commercial purposes, subject to the provisions of § 47-1002, providing for exemption of certain real properties.

"(b) All real property taxes, interest, penalties, fees, and other related charges assessed against the Southeast Neighborhood House for the period October 1, 1996, to September 30, 2002, on real property located at the 1200 block of Maple View Place, S.E., and the 2200 block of Mount View Place, S.E., Washington, D.C., lots 0808, 0904, and 0905 in square 5802, shall be forgiven.

"(c) This section shall apply as of November 7, 2003."

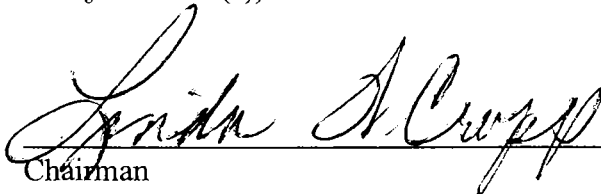
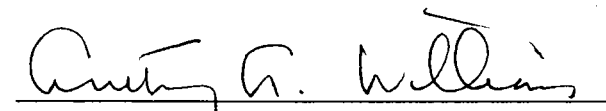
ENROLLED ORIGINAL

## Sec. 3. Fiscal impact statement.

The Council adopts the attached fiscal impact statement as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

## Sec. 4. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).

  
Chairman  
Council of the District of Columbia  
Mayor  
District of Columbia  
APPROVED  
January 6, 2004

**Government of the District of Columbia  
Office of the Chief Financial Officer**




**Natwar M. Gandhi**  
Chief Financial Officer

**MEMORANDUM**

≤ MAY -3 PM 132

**TO:** The Honorable Linda W. Cropp  
Chairman, Council of the District of Columbia

**FROM:** Natwar M. Gandhi  
Chief Financial Officer 

**DATE:** MAY - 3 2002

**SUBJECT:** Fiscal Impact Statement: "Southeast Neighborhood House  
Real Property Tax Exemption and Equitable Real Property  
Tax Relief Emergency Act of 2002"

**REFERENCE:** Draft Legislation - No Bill Number Available

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**Conclusion**

Funds are not sufficient in the proposed FY 2002 through FY 2005 budget and financial plan to implement the proposed legislation. The District will forego \$78,252 in real property tax in FY 2002 through FY 2005.

**Background**

The proposed legislation would exempt and forgive real property tax on property identified as lots 0808, 0904 and 0905 in Square 5802. In addition, the proposed legislation would forgive accrued interest, related charges and penalties on unpaid real property tax liabilities for the subject property. The property is located at the 1200 block of Maple View Place, S.E. and the 2200 block of Mount View Place, S.E.

**Financial Plan Impact**

Funds are not sufficient in the FY 2002 through FY 2005 budget and financial plan because provisions of the proposed legislation will reduce net local General Fund revenue by \$78,252. This figure represents taxes, penalties and interest on the subject property

DISTRICT OF COLUMBIA REGISTER

The Honorable Linda W. Cropp  
 FIS: Draft Legislation, "Southeast Neighborhood House  
 Real Property Tax Relief Act of 2002"  
 Page 2 of 2

for the period of Tax Years 1996 to 2005. No payments were received during the period of 1996 to present. The following table presents the net local General Fund revenue loss.

Estimated Forgone Revenue Impacting Financial Plan				
FY 2002	FY 2003	FY 2004	FY 2005	4-Year Total
\$61,433	\$5,415	\$5,604	\$5,800	\$78,252